



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gilad Sade, et al. :
Serial No.: 09/824,083 : Examiner: Gossage, Glenn A.
Filed: April 2, 2001 : Art Unit: 2187
For: METHOD, SYSTEM AND COMPUTER : Atty. Docket: EMS-01002
PROGRAM PRODUCT FOR MANAGING :
DATA IN A MIRRORED CACHE USING :
AN ACCESS BALANCING TECHNIQUE :

Certificate of Mailing

I hereby certify that the foregoing document is being deposited with the United States Postal Service, postage prepaid, first class mail, in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 3, 2004.


Name: Cathy A. O'Brien

TERMINAL DISCLAIMER

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Petitioner hereby disclaims, except as provided below, the terminal part of any patent granted on the above-captioned application, which would extend beyond the expiration date of U.S. Patent No. 6,591,335 filed on September 29, 2000. Petitioner hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that it and U.S. Patent No. 6,591,335 are commonly owned. This agreement runs with any patent granted on the above-captioned application and is binding upon the grantee, its successors, or assigns. The Petitioner is the sole assignee of the entire interest in the above-captioned application. The sole assignee, EMC Corporation, is owner of record of the entire right, title, and interest in the above-captioned U.S. patent application by virtue of an Assignment Recorded on April 2, 2001 at reel 011680, frame 0261.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,591,335 in the event that U.S. Patent No. 6,591,335 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term, except for the separation of legal title stated above.

Respectfully submitted,
CHOATE, HALL & STEWART

Date: August 3, 2004

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